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Attorneys for State Defendants
STATE OF HAWAII; NEIL ABERCROMBIE,
In his Official Capacity as Governor of Hawaii;
and DAVID M. LOUIE, in his Official Capacity
as Attorney General of Hawaii

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

GEORGE K. YOUNG, JR.,

Plaintiff,

vs.

STATE OF HAWAII and NEIL
ABERCROMBIE in his capacity as
Governor of the State of Hawaii;
DAVID M. LOUIE in his capacity as
State Attorney General; COUNTY OF
HAWAII, as a sub-agency of the State
of Hawaii and WILLIAM P. KENOI in
his capacity as Mayor of the County of
Hawaii; and the Hilo County Police
Department, as a sub-agency of the
County of Hawaii and HARRY S.

CIVIL NO. CV 12-00336 DAE-BMK

**DEFENDANTS STATE OF
HAWAII; NEIL ABERCROMBIE,
In his Official Capacity as Governor
of Hawaii; and DAVID M. LOUIE's,
in his Official Capacity as Attorney
General of Hawaii, MOTION TO
DISMISS; MEMORANDUM IN
SUPPORT OF MOTION;
CERTIFICATE OF SERVICE**

No Trial Set

KUBOJIRI in his capacity as Chief of Police; JOHN DOES 1-25; JANE DOES 1-25; CORPORATIONS 1-5; and DOE ENTITIES 1-5,

Defendants.

DEFENDANTS STATE OF HAWAII; NEIL ABERCROMBIE, In his Official Capacity as Governor of Hawaii; and DAVID M. LOUIE's, in his Official Capacity as Attorney General of Hawaii, MOTION TO DISMISS

Defendants State of Hawaii, Neil Abercrombie, in his official capacity as Governor of Hawaii; and David M. Louie, in his official capacity as Attorney General of Hawaii (collectively "Defendants"), by and through their attorneys, David M. Louie, Attorney General of Hawaii, and Caron M. Inagaki and John M. Cregor, Jr., Deputy Attorneys General, hereby moves this Court for an order dismissing Plaintiff's Complaint for Deprivation of Civil Rights, filed June 12, 2012.

This motion is made pursuant to Rules 7, 8(a), 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, and is based on the memorandum in support of motion, the records and files herein, and the arguments at the hearing of this motion.


DATED: Honolulu, Hawaii, August 16, 2012.

STATE OF HAWAII

DAVID M. LOUIE
Attorney General of Hawaii



CARON M. INAGAKI
Deputy Attorney General



JOHN M. CREGOR, JR.
Deputy Attorney General

Attorney for Defendants
STATE OF HAWAII; NEIL ABERCROMBIE,
In his Official Capacity as Governor of
Hawaii; and DAVID M. LOUIE, in his
Official Capacity as Attorney General of
Hawaii